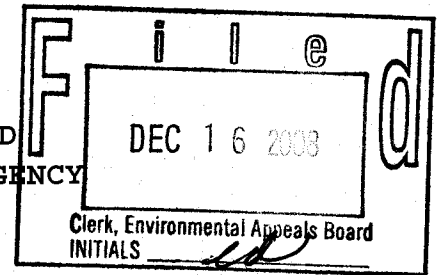


BEFORE THE ENVIRONMENTAL APPEALS BOARD
UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C.



In re:)
)
The Dow Chemical Company,)
Hanging Rock Plant) RCRA Appeal No. 06-01
)
Permit No. OHD 039-128-913)
)

ORDER GRANTING REQUEST TO WITHDRAW PETITION FOR REVIEW

On December 11, 2008, The Dow Chemical Company ("Dow") filed a motion notifying the Environmental Appeals Board of its withdrawal of RCRA Appeal No. 06-01.

Dow's request to withdraw RCRA Appeal No. 06-01 is hereby granted, and the Board hereby dismisses with prejudice the appeal in its entirety.

So ordered.

ENVIRONMENTAL APPEALS BOARD

By: Charles J. Sheehan
Charles J. Sheehan
Environmental Appeals Judge

Dated: December 16, 2008

CERTIFICATE OF SERVICE

I hereby certify that copies of the forgoing Order Granting Request to Withdraw Petition for Review in the matter of The Dow Chemical Company, Hanging Rock Plant, RCRA Appeal No. 06-01, were sent to the following persons in the manner indicated:


First Class Mail
and Facsimile:

Robert J. Schmidt
Porter, Wright, Morris & Arthur
41 South High Street
Columbus, OH 43215
Fax: 614-227-2100

EPA Pouch Mail and
Facsimile:

Kevin C. Chow
Associate Regional Counsel
U.S. EPA Region 5
77 West Jackson Boulevard
Chicago, IL 60604
Fax: 312-886-0747

Dated: DEC 16 2008



Annette Duncan
Secretary